

STATE OF WASHINGTON  
GAMBLING COMMISSION

In the Matter of the Suspension or Revocation of )  
the License to Conduct Gambling Activities of: )

NO. CR 2009-00258

White Spot Tavern,  
6310 McKinley Avenue  
Tacoma, Washington,

**NOTICE OF ADMINISTRATIVE  
CHARGES AND OPPORTUNITY  
FOR AN ADJUDICATIVE  
PROCEEDING**

Licensee.  
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I.

The Washington State Gambling Commission issued White Spot Tavern, organization number 00-20736, the following license:

Number 05-20318, authorizing Class "A" Punchboard/Pull-Tab Activity.

This license, which expires on December 31, 2009, was issued subject to the licensee's compliance with state gambling laws and Commission rules.

II.

Rick Day, Director of the Washington State Gambling Commission, charges the licensee with the following violations of the Washington State Gambling Act, 9.46 RCW, and WAC Title 230:

- As of February 26, 2009, the licensee failed to submit its punchboard/pull-tab activity report for the third and fourth quarters of 2008. The activity report was due January 30, 2009. This conduct violates WAC 230-14-284.
- In November 2007, the licensee entered into a Settlement Order to resolve administrative charges issued for failing to timely submit its punchboard/pull-tab activity report for the first and second quarters of 2007. The licensee agreed to a 20-day suspension and agreed to submit all future activity reports no later than 30 days following the end of the period for which it is made. (CR 2007-01358)
- The licensee's failure to timely submit its activity report demonstrates the licensee's willful disregard for complying with state administrative rules.
- Grounds exist for the suspension or revocation of the license to conduct gambling activities, based on RCW 9.46.075(1) and WAC 230-03-085(1) and (3).

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**RCW 9.46.075 Denying, suspending, or revoking a license or permit**

The Commission may deny an application, or suspend or revoke any license or permit issued by it, for any reason or reasons, it deems to be in the public interest. These reasons shall include, but not be limited to, cases wherein the applicant or licensee, or any person with any interest therein:

The following subsection(s) apply:

(1) Has violated, failed or refused to comply with the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46 RCW and any amendments thereto, or any rules adopted by the Commission pursuant thereto, or when a violation of any provision of chapter 9.46 RCW, or any Commission rule, has occurred upon any premises occupied or operated by any such person or over which he or she has substantial control;

**WAC 230-03-085 Denying, suspending, or revoking a license or permit**

We may deny, suspend, or revoke any application, license or permit, when the applicant, licensee, or anyone holding a substantial interest in the applicant's or licensee's business or organization:

The following subsection(s) apply:

(1) Commits any act that constitutes grounds for denying, suspending, or revoking licenses or permits under RCW 9.46.075; or

(3) Has demonstrated willful disregard for complying with ordinances, statutes, administrative rules, or court orders, whether at the local, state, or federal level;

**WAC 230-14-284 Activity for punchboard and pull-tab licensee's**

Punchboards and pull-tab licensees must submit an activity report to the Commission. Licensees must complete the report in the format we require and must:

The following subsection(s) apply:

(1) Cover the periods:

(a) January 1 through June 30; and

(b) July 1 through December 31; and

(2) Be received at our administrative office or postmarked no later than thirty days following the end of the reporting period;

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Jurisdiction of this proceeding is based on 9.46 RCW, Gambling, chapter 34.05 RCW, the Administrative Procedure Act, and WAC Title 230.

**In order to have a hearing or discuss settlement options**, the enclosed REQUEST FOR HEARING must be COMPLETED AND RETURNED to the Gambling Commission *within 23 days* from the date of the mailing of this notice.

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF THURSTON )

  
RICK DAY, DIRECTOR

Michelle M. Fardel  
NOTARY PUBLIC in and for the State of  
Washington residing at Lacey  
My commission expires on June 15, 20

Maureen Pretell

